

**NOTICE OF INTENT TO ADOPT A PROPOSED RULE AMENDMENT TO THE  
STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS,  
BOARD RULE CHAPTER 553-12, LICENSE RENEWAL AND CONTINUING  
EDUCATION, RULE 553-12-.06 REVOCATION FOR FAILURE TO RENEW AND  
REINSTATEMENT, AND NOTICE OF PUBLIC HEARING**

**TO ALL INTERESTED PERSONS AND PARTIES:**

Notice is hereby given that pursuant to the authority set forth below, the State Licensing Board for Residential and General Contractors, (hereinafter "Board") proposes an amendment to the State Licensing Board for Residential and General Contractors Board Rule Chapter 553-12; Rule 553-12-.06 (herein after "proposed rule amendment").

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being disseminated to all persons who have requested, in writing, they be placed on a distribution list. A copy of this notice, an exact copy of the proposed rule amendment, and synopsis of the proposed rule amendment may be reviewed during normal business hours of 8:00 A.M. to 5:00 P.M., Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the following Board website <http://sos.ga.gov/index.php/licensing/plb/46>. Copies may also be requested by contacting the Board office at (478) 207-2440.

A public hearing will be held at **9:00 a.m. on Wednesday, January 30, 2019** at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendment.

At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for official record. Oral statements should be concise and will be limited to five (5) minutes per person. Written comments are welcomed. Such written comments must be legible and signed, should contain contact information from the maker (address, telephone number and/or facsimile number, etc.) and be actually received in the office prior to the close of business (5:00 P.M. EST) on **Wednesday, January 23, 2019**. Written comments should be addressed to Darren Mickler, Acting Division Director, Office of the Secretary of State, Professional Licensing Boards Division, State Licensing Board for Residential and General Contractors, 237 Coliseum Drive, Macon, Georgia 31217; Fax (478) 207-1458.

The proposed rule amendment will be considered for adoption by the State Licensing Board for Residential and General Contractors at its meeting scheduled to begin at **9:00 a.m. on Wednesday, January 30, 2019** at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive in Macon, Georgia 31217. According to the Department of Law, State of Georgia, the State Licensing Board for Residential and General Contractors has the authority to adopt the proposed amendment to Rule 553-12-.06 pursuant to authority contained in O.C.G.A. § 43-1-19(l), 43-41-5(a)(7), 43-41-6(i), and 43-41-6(k).

The Board will consider at its meeting on Wednesday, January 30, 2019 whether the formulation and adoption of this rule amendment imposes excessive regulatory cost on any licensee or entity


and whether any cost to comply with the proposed rule amendment could be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-19(l), 43-41-5(a)(7), 43-41-6(i), and 43-41-6(k).

Additionally, at the meeting on January 30, 2019, the Board will consider whether it is legal or feasible to meet the objectives of O.C.G.A. § O.C.G.A. §§ 43-1-19(l), 43-41-5(a)(7), 43-41-6(i), and 43-41-6(k) to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of this proposed rule amendment will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of residential or general contracting.

For further information, contact the Board office at (478) 207-2440.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act O.C.G.A. § 50-13-4.

This 27 day of December, 2018.

  
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Darren Mickler  
*Acting Division Director*  
**Professional Licensing Boards**

Posted: 12/27/18

**SYNOPSIS OF PROPOSED AMENDMENT TO THE STATE LICENSING BOARD FOR  
RESIDENTIAL AND GENERAL CONTRACTORS, BOARD RULE CHAPTER 553-12,  
LICENSE RENEWAL AND CONTINUING EDUCATION, RULE 553-12-.06  
REVOCATION FOR FAILURE TO RENEW AND REINSTATEMENT**

**Purpose:** The purpose of this rule amendment is to removes the requirement for reinstatement applicants applying for reinstatement more than five years after the expiration date to meet all current qualifications for licensure including examination.

**Main Features:** The amended rule clarifies residential contractors must submit evidence of completion of continuing education for each biennium that the license was lapsed. The rule eliminates the requirement for a reinstatement applicant reinstating more than five (5) years after the expiration from having to meet all current qualifications for licensure including examination.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE  
STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS, BOARD RULE  
CHAPTER 553-12, LICENSE RENEWAL AND CONTINUING EDUCATION, RULE 553-12-.06  
REVOCATION FOR FAILURE TO RENEW AND REINSTATEMENT**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

**Rule 553-12-.06 Revocation for Failure to Renew and Reinstatement.**

(1) Failure to renew a license within the six months late renewal period ending December 31 of the renewal year shall have the same effect as revocation of the license.

(2) Persons not renewing within the 6 months late period may apply for reinstatement of the license by submitting a reinstatement application with a reinstatement fee established by the Board. Residential applicants must submit evidence of attendance of the required approved continuing education for each biennium that the license was lapsed.

(3) The reinstatement of any license shall be at the sole discretion of the appropriate division and such division may deny the license or approve such license with any conditions it may deem necessary, including but not limited to the retaking of the licensure examination.

~~(4) If the reinstatement application is submitted more than 5 years after the expiration date of the license, the applicant shall submit the required fee and meet all current qualifications for an applicant for a new license, including examination, in addition to any other conditions required by the appropriate division.~~

~~(5)~~(4) Denial of a reinstatement application is not considered a contested case under the APA.

**Authority:** O.C.G.A. §§ 43-1-19(l), 43-41-5(a)(7), 43-41-6(i), and 43-41-6(k).

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